

The Honorable Franklin D. Burgess

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

NORTHWEST PIPELINE CORPORATION, a  
Delaware corporation,

Plaintiff,

v.

CITY OF CENTRALIA; et al.,

Defendants.

Civil No. 3:06-cv-05181-FDB

STIPULATION AND ORDER OF  
DISMISSAL AND DISBURSING  
FUNDS FROM COURT REGISTRY

**(Clerk's Action Required)**

**STIPULATION**

The undersigned parties, hereby stipulate and agree as follows:

1. Pursuant to FRCP 41(a)(1), this case has settled as between plaintiff Northwest Pipeline Corporation and defendant City of Centralia, and their claims against one another should be dismissed with prejudice and without costs to any party. There being no remaining claims by any party against any other party, this case may be dismissed.

2. On June 19, 2006, plaintiff Northwest Pipeline Corporation deposited \$46,610.58 into the Court's registry. The full amount, plus interest and minus any statutory user's fees, may be released by the Clerk of the Court to the City of Centralia, in care of Stephen J. Kennedy, Ater Wynne LLP, 5450 Two Union Square, 601 Union Street, Seattle, Washington 98101-2352, in full satisfaction and settlement of this dispute.

STIPULATION AND ORDER OF DISMISSAL AND  
DISBURSING FUNDS FROM COURT REGISTRY - 1  
Civil No. cv-05181-FDB  
SEADOCS:236470.1

MILLER NASH LLP  
ATTORNEYS AT LAW  
TELEPHONE (206) 622-8484  
4400 TWO UNION SQUARE  
601 UNION STREET, SEATTLE, WASHINGTON 98101-2352

IT IS SO STIPULATED this 2<sup>nd</sup> day of August, 2006.

MILLER NASH LLP

ATER WYNNE LLP

/s/ Christine M. Masse

/s/ Stephen J. Kennedy

Brooks E. Harlow, WSB No. 11843

Stephen J. Kennedy

Christine M. Masse, WSB No. 29372

WSB No. 16341

Attorneys for Plaintiff  
Northwest Pipeline Corporation

Attorneys for Defendant  
City of Centralia

**ORDER**

Based on the parties' stipulation as described above, it is hereby ORDERED,  
ADJUDGED, AND DECREED that:

All claims by plaintiff Northwest Pipeline Corporation and defendant City of Centralia against one another are dismissed with prejudice and without costs to any party. There being no remaining claims by any party against any other party, the Clerk is directed to dismiss this case.

IT IS FURTHER ORDERED THAT the Clerk of the Court is authorized and directed to draw a check on the funds on deposit in the registry of this Court in the principal amount of \$46,610.58 plus all accrued interest, minus any statutory user's fees, payable to The City of Centralia, 118 W. Maple Street, P.O. Box 609, Centralia, Washington 98531, and mail the check to Stephen J. Kennedy, Ater Wynne LLP, 5450 Two Union Square, 601 Union Street, Seattle, Washington 98101-2352.

DATED this 16<sup>th</sup> day of August 2006.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE

**Presented by:**

MILLER NASH LLP

s/Christine M. Masse

Brooks E. Harlow

WSB No. 11843

Christine M. Masse

WSB No. 29372

Attorney for Plaintiff

Northwest Pipeline Corporation

**Approved as to form, notice of  
presentation waived:**

ATER WYNNE LLP

/s/ Stephen J. Kennedy

Stephen J. Kennedy

WSB No. 16341

Attorneys for Defendant

City of Centralia

1 I hereby certify that on the 2<sup>nd</sup> day of August, 2006, I electronically filed the  
2 foregoing with the Clerk of the Court using the CM/ECF System which will send notification of  
3 such filing to the following:

4 Stephen J. Kennedy  
5 Email: [sjk@aterwynne.com](mailto:sjk@aterwynne.com)  
6  
7

8 /s/ Christine M. Masse  
9 Christine M. Masse  
10 WSB. No. 29372  
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Email: [christine.masse@millernash.com](mailto:christine.masse@millernash.com)

13 Attorneys for Plaintiff  
14 Northwest Pipeline Corporation  
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